IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE NINTH DAY OF APRIL
TWO THOUSAND AND SEVEN

PRESENT

THE HON'BLE MR JUSTICE J.CHELAMESWAR
AND
THE HON'BLE MR JUSTICE P.SWAROOP REDDY

WRIT APPEAL No.261 OF 2007

Between:

The A.P. Transco, rep. by its
Superintending Engineer (Operation),
Andhra Pradesh Central Power Distribution
Corporation Limited, Anantapur, Anantapur Dist.

..... APPELLANT

AND

The Chairman-Cum-Presiding Officer,
Industrial Tribunal-cum-Labour Court,
Anantapur, Anantapur Dist. And another.

....RESPONDENTS

THE HON'BLE MR JUSTICE
J.CHELAMESWAR
AND
THE HON'BLE MR JUSTICE
P.SWAROOP REDDY

WRIT APPEAL No.261 OF 2007

O R D E R
(Per Sri Justice J.Chelameswar)

Aggrieved by an interim order dated 15th February, 2007 in WPMP No.3628 of 2007 in W.P.No.2830 of 2007 of the learned single Judge, the partially successful writ petitioner filed the present appeal.

The second respondent raised industrial dispute in I.D.No.283 of 2000 on the file of Industrial Tribunal-cum-Labour Court, Anantapur. The Industrial Tribunal by its award dated 1st February, 2006 directed that the second respondent be reinstated into services of the appellant Corporation and appoint him in the post of Shift Operator or in any similar post. The Tribunal further directed that the second respondent herein is entitled to wages on par with the regular employees with continuity of service and attendant benefits as on the date on which he raised the industrial dispute, but, declined to grant backwages. Aggrieved by the said award, the appellants herein filed Writ Petition No.2830 of 2007 and also filed WPMP No.3628 of 2007 seeking interim suspension of the operation of the award. The learned single Judge on consideration of the material available on record, passed interim order, which reads as follows:

> **"There shall be interim suspension except reinstatement of the 2nd respondent-workman. Respondent No.2 shall be reinstated within two weeks from today.**

Notice."

Hence, the present writ appeal.

We do not see any reason to interfere with an interim order. We are of the opinion that the various grounds sought to be raised in the writ appeal cannot be adjudicated in the appeal against the interlocutory order. The writ appeal is therefore dismissed at the admission stage itself.

JUSTICE J.CHELAMESWAR

JUSTICE P.SWAROOP REDDY

9TH APRIL, 2007
PGS

THE HON'BLE MR JUSTICE
J.CHELAMESWAR
AND
THE HON'BLE MR JUSTICE
P.SWAROOP REDDY

WRIT APPEAL No.261 OF 2007
(Per Sri Justice J.Chelameswar)

9TH APRIL, 2007